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PTO/SB/81 (02-01)
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Application Number	09/924,197
Filing Date	August 7, 2001
First Named Inventor	Gutterson, Neal, <i>et al.</i>
Title	Improved Methods of Gene Silencing Using Inverted Repeat Sequences
Group Art Unit	1638
Examiner Name	Unassigned
Attorney Docket Number	012176-010810US

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☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

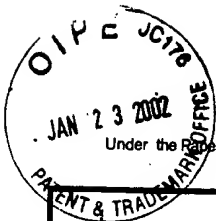
SIGNATURE of Applicant or Assignee of Record

Name	DNA Plant Technology Corporation
Signature	By: <i>Clinton H. Neagley</i> Clinton H. Neagley, Secretary
Date	November 12, 2001

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ *Total of one forms are submitted.

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SF 1280699 v1



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Attorney Docket No. 012176-010810US

STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Neal Gutterson and Paul Oeller

Application No./Patent No.: 09/924,197

Filed/Issue Date: August 7, 2001

Entitled: IMPROVED METHODS OF GENE SILENCING USING INVERTED REPEAT SEQUENCES

DNA Plant Technology Corporation, a corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

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The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.8]

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

November 12, 2001
Date

Clinton H. Neagley
Signature

Clinton H. Neagley
Typed or printed name

Secretary

Title

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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ASSIGNMENT OF PATENT APPLICATION

JOINT

WHEREAS, Neal Gutterson of 5169 Golden Gate Avenue, Oakland, CA 94618; Paul Oeller of 3873 Creststone Place, San Diego, CA 92130; hereinafter referred to as "Assignors," are the inventors of the invention described and set forth in the below-identified application for United States Letters Patent:

Title of Invention: IMPROVED METHODS OF GENE SILENCING USING
 INVERTED REPEAT SEQUENCES

Date(s) of execution of Declaration:

Filing Date: August 7, 2001

Application No.: 09/924,197; and

WHEREAS, DNA Plant Technology Corporation, a corporation of the state of California, located at 6701 San Pablo Avenue, Oakland, CA, 94608, hereinafter referred to as "ASSIGNEE," is desirous of acquiring an interest in the invention and application and in any U.S. Letters Patent and Registrations which may be granted on the same;

For good and valuable consideration, receipt of which is hereby acknowledged by Assignors, Assignors have assigned, and by these presents do assign to Assignee all right, title and interest in and to the invention and application and to all foreign counterparts (including patent, utility model and industrial designs), and in and to any Letters Patent and Registrations which may hereafter be granted on the same in the United States and all countries throughout the world, and to claim the priority from the application as provided by the Paris Convention. The right, title and interest is to be held and enjoyed by Assignee and Assignee's successors and assigns as fully and exclusively as it would have been held and enjoyed by Assignors had this Assignment not been made, for the full term of any Letters Patent and Registrations which may be granted thereon, or of any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

Assignors further agree that they will, without charge to Assignee, but at Assignee's expense, (a) cooperate with Assignee in the prosecution of U.S. Patent applications and foreign counterparts on the invention and any improvements, (b) execute, verify, acknowledge and deliver all such further papers, including patent applications and instruments of transfer, and (c) perform such other acts as Assignee lawfully may request to obtain or maintain Letters Patent and Registrations for the invention and improvements in any and all countries, and to vest title thereto in Assignee, or Assignee's successors and assigns.

NOT FOR RECORDATION

IN TESTIMONY WHEREOF, Assignors have signed their names on the dates indicated.

Dated: 11/12/01


Neal Gutterson

SIGNATURE WITNESSED BY:

(1) Date: _____

Signature of Witness 1

(2) Date: _____

Signature of Witness 2

Dated: November 3, 2001


Paul Oeller

SIGNATURE WITNESSED BY:

(1) Date: _____

Signature of Witness 1

(2) Date: _____

Signature of Witness 2